

OFFICIAL

JUN 09 2004

**RESPONSE UNDER 37 CFR §1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 3738**

Atty. Docket No. 4002-2729

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
 BOYD, Lawrence M. et al.) Before the Examiner
 Serial No. 09/869,755) Comstock, David C.
 Filed November 15, 2001)
 TRUNCATED OPEN INTERVERTEBRAL) Group Art Unit
 SPACERS) 3732
) Submitted
) June 9, 2004

**RESPONSE AND AMENDMENT TO
FINAL OFFICE ACTION UNDER 37 CFR §1.116**

Mail Stop AF
 Commissioner for Patents
 PO Box 1450
 Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated March 9, 2004, Applicant respectfully requests entry of the following amendments and consideration of the accompanying remarks.

Amendments to the claims begin on page 2.

The remarks begin on page 4.

In addition, please provide any extensions of time that may be necessary and charge any fees that may be due to Deposit Account 23-3030, but do not include any payment of issue fees that are or may become due.

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents at
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RESPONSE AND AMENDMENT TO FINAL OFFICE ACTION

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004002-002729.JRM 27679n Docket 4002-2729
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WOODARD, EMHARDT, MORIARTY, MCNETT & HENRY LLP
PATENT AND TRADEMARK ATTORNEYS

BANK ONE CENTER POWER
 111 MONUMENT CIRCLE, SUITE 3700
 INDIANAPOLIS, INDIANA 46204-5137
 Main: (317) 634-3456 Fax: (317) 637-7561
www.uspatent.com

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From: James B. Myers (jmyers@uspatent.com)
 Our Reference: 4002-2729

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